

## BOARD OF ADJUSTMENT

COUNTY OF BEXAR

SAN ANTONIO, TEXAS

STATE OF TEXAS CASE NO. \_\_\_\_\_ APPLICATION DATE \_\_\_\_\_

Against the decision of the Building Inspector of the City of San Antonio, in accordance with the provisions of the City's Unified Development Code Regulations.

### TO THE HONORABLE BOARD OF ADJUSTMENT

Lot No. \_\_\_\_\_

Block No. \_\_\_\_\_ NCB \_\_\_\_\_

Zoning \_\_\_\_\_

Now comes \_\_\_\_\_  
A citizen of \_\_\_\_\_ County, and affirms that on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,  
A.D. He or she applied for a permit to \_\_\_\_\_  
at \_\_\_\_\_ on a lot \_\_\_\_\_ feet by \_\_\_\_\_ feet.  
(address)

The permit could not be issued for the following reasons:

Therefore, the applicant now appeals, in accordance with the provisions of the Unified Development Code Regulations, to the Honorable Board of Adjustment to grant the heretofore requested permit and to permit him to occupy or rent the complete premises as a \_\_\_\_\_ for the following reasons:  
The literal enforcement of the provisions of Chapter 35 will result in the following **unnecessary hardship**

1. **Filing Fee - \$300.00** Check  
Made payable to the "City of  
San Antonio."

Respectfully submitted:

Applicant's Name \_\_\_\_\_

2. Please submit a scaled plot plan with  
your application.

Mailing Address \_\_\_\_\_

3. Plans must be submitted to the Traffic  
Division of the Development Services Department  
before the Board can take action on the case.

Telephone: Home \_\_\_\_\_

Business \_\_\_\_\_

I hereby authorize \_\_\_\_\_ of \_\_\_\_\_  
(address)  
\_\_\_\_\_ to represent me in matters pertaining to this case.  
(telephone)

DATE: \_\_\_\_\_ SIGNED \_\_\_\_\_

**ATTENTION: Filing of this appeal stops all affected construction activity.**

Staff Use Only:  
Platting Required: Yes \_\_\_\_\_ No \_\_\_\_\_

NO APPLICATION WILL BE ACCEPTED BY MAIL, MESSENGER, OR FAX. APPLICATIONS  
CAN ONLY BE ACCEPTED IN PERSON.

BOAform10/2004

Variance to the terms of this chapter may be granted by the Board where a literal enforcement of the provisions of this chapter will result in unnecessary hardship. These are the conditions required to exist and must be accompanied by facts in order to provide a hardship in your case.

- 1) Such variance will not be contrary to public interest.
- 2) Such variance will not authorize the operation of a use other than those uses specifically authorized for the district in which the property for which the variance is sought is located.
- 3) Such variance will not substantially or permanently injure the district in which the variance is sought.
- 4) Such variance will not alter the essential character of the district in which it is located or the property for which the variance is sought.
- 5) Such variance will be in harmony with the spirit and purpose of this chapter.
- 6) The plight of the owner of the property for which the variance is sought is due to unique circumstances existing on the property, and the unique circumstances were not created by the owner of the property and are no merely financial, and are not due to or the result of general conditions in the district in which the property is located.
- 7) The variance will not substantially weaken the general purpose of this chapter or the regulations herein established for the specified district.
- 8) The variance will not adversely affect the public health, safety, or welfare of the public.

### **THE BURDEN OF PROOF OF HARDSHIP IS ON THE APPLICANT**

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